

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2003-41-S - ORDER NO. 2003-320 *et al*

MAY 13, 2003

IN RE: Application of Moore Sewer, Inc. for
 Adjustment of Rates and Charges to Reflect
 its Operation as a Collection-Only Sewerage
 Utility.

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ORDER GRANTING
RESCHEDULED
HEARING AND
MODIFICATION OF
PREFILING DEADLINES
FOR TESTIMONY

This matter comes before the Public Service Commission of South Carolina (the “Commission”) on the request of Moore Sewer, Inc. (“Moore Sewer” or the “Company”) for the hearing scheduled for May 29, 2003, to be rescheduled and on the request of the Commission Staff (the “Staff”) for modification of the prefiling dates to submit testimony and exhibits regarding the Application of Moore Sewer for approval of adjustment of rates and charges for provision of sewer collection. This matter was addressed by the Commission at its regularly scheduled meeting on May 13, 2003.

Subsequent to Moore Sewer's Application being filed, the Commission scheduled a hearing on this matter for May 29, 2003, and issued Order No. 2003-190 which established prefiling deadlines for the instant docket. Order No. 2003-190 directs the Staff and/or intervenors to prefile their testimony and exhibits on or before May 15, 2003.

On May 8, 2003, Moore Sewer, through its counsel, filed a request that the hearing in this docket be rescheduled to take place on Tuesday, June 17, 2003 at 2:30 p.m. According to Moore Sewer's counsel, he has an out-of-state business conflict for the current hearing date of May 29, 2003. Upon Moore Sewer's request to reschedule the

hearing in this matter, the Staff filed a request that the dates for prefiling testimony and exhibits of the Staff and all other parties of record be modified. Specifically, Staff requests that the prefiled testimony of Staff and other parties be due on June 3, 2003, rebuttal testimony be due on June 10, 2003, and surrebuttal testimony be due on June 13, 2003. Staff adds that the prefiled testimony and exhibits of Moore Sewer were previously filed.

Upon consideration of the request of Moore Sewer for the hearing presently scheduled for May 29, 2003 to be rescheduled for June 17, 2003, at 2:30 p.m. and upon the Staff's request for modification of the prefiling deadlines for testimony and exhibits, the Commission finds and concludes that the requests should be granted. The hearing shall be held on **Tuesday, June 17, 2003, at 2:30 p.m.** and accordingly, Order No. 2003-190, dated April 1, 2003, captioned "Order Establishing Prefiling Deadlines" is modified as follows¹:

The Commission hereby orders that twenty-five copies of the testimony and exhibits of the Commission Staff and/or intervenors shall be pre-filed on or before **June 3, 2003**. (Direct testimony and exhibits may be post-marked on these dates.) Also, any rebuttal testimony and exhibits shall be pre-filed on or before **June 10, 2003**, and any surrebuttal testimony and exhibits shall be pre-filed on or before **June 13, 2003**. (Rebuttal testimony and exhibits and surrebuttal testimony and exhibits must be in the offices of the Commission and in the hands of the parties on these dates.) It should be

¹ The modifications herein relate only to the due dates for prefiling of testimony and exhibits. The instructions concerning filing, number of copies to be filed, and service on other parties have not been modified from Order No. 2003-190, but those instructions are repeated herein for emphasis to the parties.

noted that acceptance into the record of surrebuttal testimony and exhibits is subject to the discretion of the Commission.

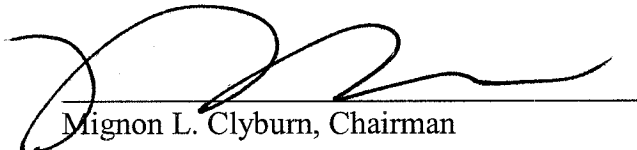
All parties shall serve their pre-filed testimony and exhibits on all other parties of record as required by the Commission's Rules and Regulations. All parties are reminded that all witnesses must be present during any hearing in this matter at the call of the Chairman, or the Commission may decline to allow the witnesses' testimony to be read into the record of the proceeding, and/or may decline to allow the witnesses' exhibits to be entered into the evidence of the case.

Please take note that any party requesting modification of this schedule must file a request for such modification with the Commission.


IT IS THEREFORE ORDERED:

1. The Hearing previously scheduled for May 29, 2003, is hereby rescheduled for June 17, 2003, at 2:30 p.m.
2. The scheduling order for filing testimony and exhibits as set out by Order No. 2003-190, dated April 1, 2003, is hereby modified as outlined above.
3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Mignon L. Clyburn, Chairman

ATTEST:


Gary E. Walsh, Executive Director
(SEAL)